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Docket No.: 50432-485



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
Wen-Jie QI, et al.	:	Confirmation Number: 2309
Serial No.: 10/023,328	:	Group Art Unit: 1765
Filed: December 20, 2001	:	Examiner: Lan Vinh
For:	:	
NITRIDE OFFSET SPACER TO MINIMIZE SILICON RECESS BY USING POLY REOXIDATION LAYER AS ETCH STOP LAYER		

RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants are filing this as a resubmission of Information Disclosure Statement as previously filed August 11, 2003. Since Applicants request this to be a resubmission of the Information Disclosure Statement and PTO-1449 as filed in the above-identified U.S. patent application on August 11, 2003, applicants have not enclosed the references as listed on the PTO-1449, as the Examiner has indicated that such references have already been placed in the file. Applicants attach herewith a copy of the date stamped Patent and Trademark Office receipt card, verifying receipt of the references as cited on the PTO-1449 as filed on August 11, 2003.

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution

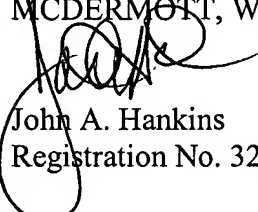
10/023,328

of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

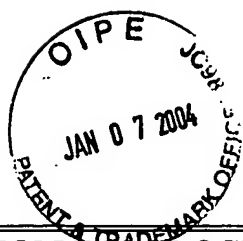
Respectfully submitted,

MCDERMOTT, WILL & EMERY



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**Date: January 7, 2004**



SHEET 1 OF 1

INFORMATION DISCLOSURE  
CITATION IN AN  
APPLICATION

(PTO-1449)

ATTY. DOCKET NO.  
50432-485SERIAL NO.  
10/023,328APPLICANT  
Wen-Jie Qi, et al.FILING DATE  
December 20, 2001GROUP  
1765

## U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US 5,670,404	09/23/1997	Chang-Ming Dai	
		US 5,912,188	06/15/1999	Mark I. Gardner et al.	
		US 6,165,831	12/26/2000	Chen-Chung Hsu	
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## FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes -Number 4 -Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation	
						Yes	No
		EP 0 345 875 A2n	12/13/1999	N. V. Philips			X

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

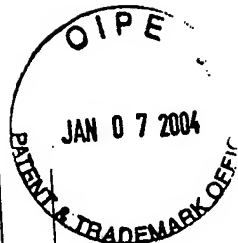
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.



Docket No. 50432-485

Serial/Reg./Patent No. 10/023,328

Express Mail No. ☐

Cent. of Mailing ☐

Electronic ☐

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Hand Carried ☐

Design ☐

Utility ☐

New Patent App ☐

Transmittal Letter ☐

Date Sent: 8/11/2003

Title: AS ETCH STOP LAYER

Applicant: Wen-Jie Qi, et al.

Letter submitting \_\_\_\_\_ pages of drawings

Req. for Approval of Drawing Amendments ☐

Req. for Oral Hearing ☐

Not of Appeal ☐

Rule 312 Amendment/Letter ☐

Req. for Acknowledgement of Cited Art ☐

Issue Fee ☐

Publication Fee ☐

Req. for Certificate of Correction ☐

Maintenance Fee for \_\_\_\_\_ years after grant ☐

Fee Address Indication Form ☐

Terminal Disclaimer ☐

Petition to Commissioner ☐

Status Inquiry ☐

Other ☐

Reply Brief ☐

Small Entity ☐

Large Entity ☐

Declaration/Power of Attorney ☐

Recordation of Assignment/Security Agreement ☐

Information Disclosure Statement ☐

Form PTO 1449 ☐

01 \_\_\_\_\_ copies of cited references

04 \_\_\_\_\_

Preliminary Amendment ☐

Response to Missing Parts Notice ☐

Resp. to Notice to Correct App. Papers ☐

Certified Copy of Priority Doc. ☐

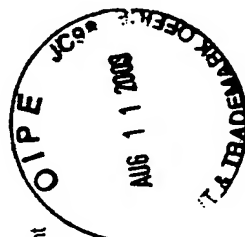
Claim for Convention Priority ☐

Response/Amendment to Office Action of ☐

Request for \_\_\_\_\_ month Extension of Time ☐

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ID. Williams

Secy. of PL: 4239

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THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.